

1 THE HONORABLE JAMAL N. WHITEHEAD  
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7 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 THE 8501 CONDOMINIUMS, a Washington  
Non-Profit Corporation,

9 Plaintiff,

10 v.

11 COMMONWEALTH INSURANCE  
12 COMPANY OF AMERICA, a Delaware  
corporation; ACCELERANT NATIONAL  
13 INSURANCE COMPANY, a Delaware  
corporation; and DOE INSURANCE  
14 COMPANIES 1-10,

15 Defendants.

16 No.: 2:22-cv-01412-JNW

17 STIPULATED MOTION CONTINUING  
EXPERT WITNESS DISCLOSURE AND  
REBUTTAL EXPERT WITNESS  
DISCLOSURE DEADLINES

18 **NOTE ON MOTION CALENDAR:  
AUGUST 21, 2023**

19 Plaintiff The 8501 Condominiums (the “Association”) and Defendants  
20 Commonwealth Insurance Company of American and Accelerant National Insurance  
21 Company (collectively “CICA”) stipulate to this motion for a continuance of the expert  
disclosure and rebuttal expert disclosure deadlines and respectfully request a short two week  
extension of expert disclosure and rebuttal expert disclosure deadlines.

22 Pursuant to LCR 16(b)(6), a scheduling order may be modified “only for good cause  
and with the judge’s consent.” Good cause exists here as the parties are dutifully engaging in  
discovery, however the parties agree that additional discovery is necessary before expert  
disclosures can be completed. This extension is not made for purposes of delay. No other  
deadlines or events in this matter are to be altered. The parties respectfully request that the

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STIPULATED MOTION CONTINUING  
EXPERT WITNESS DISCLOSURE AND REBUTTAL EXPERT  
WITNESS DISCLOSURE DEADLINES - 1  
NO: 2:22-CV-01412-JNW

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1 Court extend the currently scheduled deadline as set forth below. A proposed order is  
 2 included herewith.

Event	Current Deadline	New Deadline
Disclosure of expert testimony under FRCP 26(a)(2) due	8/28/2023	9/11/2023
Rebuttal Expert Disclosures	9/27/2023	10/11/2023

7 The Parties believe that there is good cause under Federal Rule of Civil Procedure  
 8 6(b) and Local Civil Rule 10(g) for a continuance of certain pretrial deadlines due to the  
 9 reasons set forth above.

10 DATED: August 21, 2023

Nicol, Black & Feig, PLLC  By: <u>/s/Curt Feig</u> Curt Feig, WSBA #19890 cfeig@nicollblack.com Matthew C. Erickson, WSBA #43790 merickson@nicollblack.com  Attorneys for Defendants Commonwealth Insurance Company of America and Accelerant National Insurance Company	Stein, Sudweeks & Stein, PLLC  By: <u>/s/Cortney Feniello</u> Jerry H. Stein, WSBA #27721 jstein@condodefектs.com Justin D. Sudweeks, WSBA #28755 justin@condodefектs.com Daniel J. Stein, WSBA #48739 dstein@condodefектs.com Cortney M. Feniello, WSBA #57352 cfeniello@condodefектs.com  Attorneys for Plaintiff The 8501 Condominiums
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## ORDER

Based on the above Stipulated Motion, IT IS SO ORDERED nunc pro tunc that the pretrial deadlines be extended as follows:

Event	Current Deadline	New Deadline
Disclosure of expert testimony under FRCP 26(a)(2) due	8/28/2023	9/11/2023
Rebuttal Expert Disclosures	9/27/2023	10/11/2023

No other deadlines or events are altered.

IT IS SO ORDERED this 5th day of September 2023.



Jamal N. Whitehead  
United States District Judge